

1 BILL NO. Z-81-05- 20

2 ZONING MAP ORDINANCE NO. Z- Res.

3
4 AN ORDINANCE amending the City of Fort
5 Wayne Zoning Map No. M-7.

6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
7 FORT WAYNE, INDIANA:

8 SECTION 1. That the area described as follows is
9 hereby designated an R-3 District under the terms of Chapter
10 33, The Code of the City of Fort Wayne, Indiana of 1974:

11 The West 82 1/2 feet of Lot 1 in
12 Fox's Subdivision of Cour's Subdivision
13 of Barnett's Out Lots 10 and 13 in the
14 City of Fort Wayne, Allen County,
15 Indiana,

16 and the symbols of the City of Fort Wayne Zoning Map No. M-7,
17 referred to therein, established by Section 33-11 of said Chap-
18 ter are hereby changed accordingly.

19 SECTION 2. That this Ordinance shall be effective
20 upon passage, approval by the Mayor and legal publication
21 thereof.

22 
23 COUNCILMAN

24 APPROVED AS TO FORM AND
25 LEGALITY MAY 22, 1981.

26 
27 BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Dia Quinta, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Regular (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 19 the 6 o'clock M. day of E.S.T.

DATE: 6-2-81

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Dia Quinta, seconded by Stier, and duly adopted, placed on its passage. Passed (lost) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>0</u>	<u>9</u>			
<u>BURNS</u>		<u>X</u>			
<u>EISBART</u>		<u>X</u>			
<u>GIAQUINTA</u>		<u>X</u>			
<u>NUCKOLS</u>		<u>X</u>			
<u>SCHMIDT, D.</u>		<u>X</u>			
<u>SCHMIDT, V.</u>		<u>X</u>			
<u>SCHOMBURG</u>		<u>X</u>			
<u>STIER</u>		<u>X</u>			
<u>TALARICO</u>		<u>X</u>			

DATE: 7-14-81

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. _____ on the _____ day of _____, 19____.

ATTEST: (SEAL)

CHARLES W. WESTERMAN - CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19____, at the hour of _____ o'clock _____ M., E.S.T.

CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this _____ day of _____ 19____, at the hour of _____ o'clock _____ M., E.S.T.

WINFIELD C. MOSES, JR.
MAYOR

BILL NO. Z-81-05-20

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN
ORDINANCE amending the City of Fort Wayne Zoning Map No. M-7

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO NOT PASS.

MARK E. GIAQUINTA, CHAIRMAN

SAMUEL J. TALARICO, VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

DONALD J. SCHMIDT

Mark E. Giaquinta
Samuel J. Talarico
Vivian G. Schmidt
James S. Stier
Donald J. Schmidt

7-14-81 CONCURRED IN

DATE 7-14-81 CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

24 June 1981

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held June 22, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-81-05-20
2. From R-2 to R-3
3. Intended Use: Professional Office
4. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reason:

- a. This request is in conflict with the other land uses in the neighborhood. This property can be used as a single family residence.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING

Gary R. Baeten
Gary R. Baeten
Senior Planner

GFB:pb

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 2, 1981, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-81-05-20; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

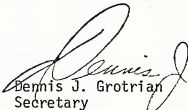
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 15, 1981;


NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 22, 1981.

Certified and signed this
24th day of June 1981.

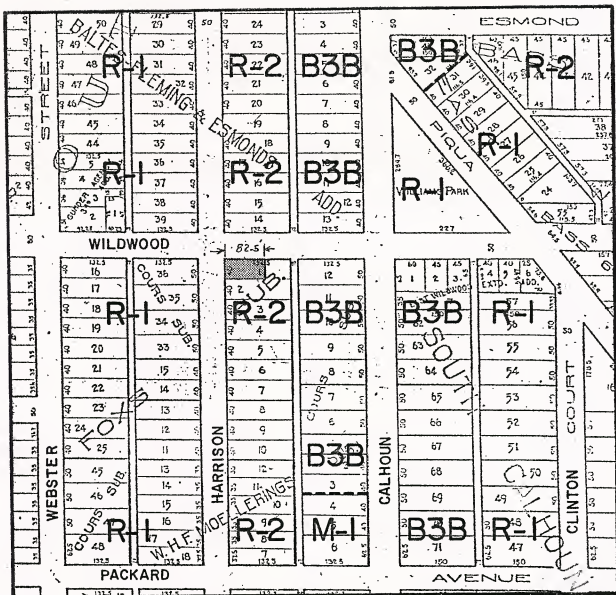

Dennis J. Grotrian
Secretary




RECEIPT

Date ~~June~~ May 7 1981 No. **15947.**Received From Louise L. ParkerAddress 1617 N. HighlandsFifty Dollars Dollars \$ 50.00For Reynolds Salary

ACCOUNT			HOW PAID			By <u>Larry Parker</u>
AMT. OF ACCOUNT	<u>50</u>	<u>00</u>	CASH			
AMT. PAID	<u>50</u>	<u>00</u>	CHECK	<u>#1512</u>		
BALANCE DUE	<u>/</u>		MONEY ORDER			



 ZONING RECLASSIFICATION FROM AN R-2 TO AN R-3 DISTRICT.

MAP NO. M-7

Z-81-05-20

BY G. R. LAX 5-14-81



NOT FOR RECORD IN INDIANA STATE BAR ASSOCIATION FOR USE BY LAWYERS ONLY. THE SELECTION OF A FORM OF INSTRUMENT, FILING IN BLANK SPACES, STRIKING OUT PROVISIONS AND INSERTION OF SPECIAL CLAUSES, CONSTITUTE THE PRACTICE OF LAW AND MAY ONLY BE DONE BY A LAWYER.

Mail tax bills to:

78- 6954

1617 Union Ave
46208

CORPORATE DEED

THIS INDENTURE WITNESSETH, That PTB INSURANCE SERVICES, INC.

existing under the laws of the State of Indiana, CONVEYS

AND WARRANTS — ~~DEEDS AND EASEMENTS~~ (strike one) to DONALD L. PARKER and wife DOROTHY D. PARKER, husband and of Allen County, in the State of

Indiana, in consideration of One Dollar (\$1.00) and other valuable consideration the receipt of which is hereby acknowledged, the

following described real estate in Allen County, in the State of Indiana, to-wit:

The West 82-1/2 feet of Lot 1 in Fox's Subdivision of Cour's Subdivision of Barnett's Out Lots 10 and 13 in the City of Fort Wayne, Allen County, Indiana.

Subject to real estate taxes and assessments for the year 1977, payable in 1978, and all subsequent taxes and assessments. Subject also to building and zoning restrictions, building line and zoning regulations, public highways and easements of record.

Paid by Grantor Grantor
Date Paid March 16, 1978
Amount Paid \$ 224.00
Recorder's Receipt # 300401

The undersigned person(s) executing this deed represent(s) and certify (certifies) on behalf of the Grantor, that each of the undersigned is a duly elected officer of the Grantor and has been fully empowered by proper resolution of the by-laws of the Grantor, to execute and deliver this deed; that the Grantor is a corporation in good standing in the State of its origin and, where required, in the State where the subject real estate is situate; that the Grantor has full corporate capacity to convey the real estate described; and that all necessary corporate action for the making of this conveyance has been duly taken.

IN WITNESS WHEREOF, Grantor has caused this deed to be executed this 15th

March, 19 78 PTB INSURANCE SERVICES, INC.
By Hiram Nally (Name of Corporation)
Donnelly P. McDonald, Jr. President (Hiram Nally) Secretary
(Printed Name, and Office)

DULY ENTERED FOR TAXATION

STATE OF INDIANA) SS: MAR 17 1978
COUNTY OF ALLEN) Following a Notary Public in and for said County and State, personally appeared DONNELLY P.

and HIRAM NALLY, the President of PTB INSURANCE SERVICES, INC., respectively of

and on behalf of said Grantor, and who, having been duly sworn, depose and say that the representations therein contained are true.

Witness my hand and official Seal this 15th day of March, 19 78

Notary Public for Allen County and Signature Martha Zuffell Crane

Printed Martha Zuffell Crane Notary Public
Philip L. Carson Attorney at Law

PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

DATE FILED _____

INTENDED USE _____

THIS IS TO BE FILED IN DUPLICATE

I/We Donald L Parker & Dorothy D Parker

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an R-2 District to a/an R-3 District the property described as follows:

(123 W Wildwood) The West 82 1/2 Feet of Lot 1 in Fox's Subdivision of Cour's Subdivision of Barnett's Out Lots ~~##~~ 10 and 13 in the City of Fort Wayne, Allen County, Indiana

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Donald L Parker

1617 No. Highland Blvd.

Dorothy D Parker

1617 No. Highland Blvd

Donald L Parker
Dorothy D Parker

(Name)

(Address)

(Signature)

(If additional space is needed, use reverse side.)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or request that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE \$50.00)

Name and address of the preparer, attorney or agent.

Donald L Parker

(Name)

1617 N Highland Blvd
(Address & Zip Code)
Ft Wayne 46808

424 0033 or 426 4260
(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

Owners of Property

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
(Name)	(Address)	(Signature)

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment

3-81-05-20

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&PSYNOPSIS OF ORDINANCE The West 82½ feet of Lot #1 in Fox's Subdivision of
Cour's Subdivision of Barnett's Out Lots 10 and 13 in the City of Fort Wayne.EFFECT OF PASSAGE Property is now zoned R-2 - Two Family Residential.Property will become R-3 - Multiple Family Residential.EFFECT OF NON-PASSAGE Property will remain R-2 - Two Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____